

02/25/02 10/080455

JC928 U.S. PTO
02/22/02

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Attorney Docket P1150R2C1
PATENT

EV 016026442 US: Express Mail Number

February 22, 2002: Date of Deposit

I hereby certify that this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated below and is addressed to "Assistant Commissioner of Patents, Washington, D.C. 20231."

February 22, 2002

Diane L. Marschang

11017 U.S. PTO
10/080455
02/22/02



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

BOX PATENT APPLICATION
Assistant Commissioner of Patents
Washington, D.C. 20231

NON-PROVISIONAL APPLICATION TRANSMITTAL UNDER 37 CFR 1.53(b)

Transmitted herewith for filing is a non-provisional patent application:

Inventor(s) (or Application "Identifier"):

Avi J. Ashkenazi
Kevin P. Baker
Paul J. Godowski
Austin L. Gurney
Melanie R. Mark
Scot A. Marsters
Robert M. Pitti

Title: **DNA 19355 Polypeptide, A Tumor Necrosis Factor Homolog**

1. Type of Application

- ☐ This application is for an original, non-provisional application.
- ☐ This is a non-provisional application claiming priority to provisional application no. __, filed __, the entire disclosure of which is hereby incorporated by reference.
- ☒ This is a ☐ continuation-in-part ☒ continuation ☐ divisional application claiming priority to application Serial Number 09/195,368, filed November 18, 1998, the entire disclosure of which is hereby incorporated by reference.

2. Papers Enclosed Which Are Required For Filing Date Under 37 CFR 1.53(b) (Non-provisional)

53 pages of specification
3 pages of claims
1 page(s) of abstract
11 sheet(s) of drawings
☒ formal ☐ informal

3. Declaration or Oath

(for new and CIP applications; also for Cont./Div. where inventor(s) are being added)
 ___ An executed declaration of the inventor(s) [] is enclosed [] will follow.

(for Cont./Div. where inventorship is the same or inventor(s) being deleted)
X A copy of the executed declaration/oath filed in the prior application is enclosed (37 CFR 1.63(d)).

4. Assignment

(for new and CIP applications)
 ___ An Assignment of the invention to GENENTECH, INC. [] is enclosed with attached Recordation Form Cover Sheet [] will follow.

(for cont./div.)
X The prior application is assigned of record to Genentech, Inc.

5. Amendments (for continuation and divisional applications)

X Cancel in this application original claims 1-9 and 11-26 of the prior application before calculating the filing fee. (At least one original independent claim must be retained for filing purposes.)

X A preliminary amendment is enclosed. (Claims added by this amendment have been properly numbered consecutively beginning with the number next following the highest numbered original claim in the prior application.)

6. Fee Calculation (37 CFR 1.16)

The fee has been calculated as follows:

CLAIMS FOR FEE CALCULATION					
Number Filed		Number Extra		Rate	Basic Fee 37 CFR 1.16(a)
					\$740.00
Total Claims	58	- 20 =	38	X \$18.00	\$684.00
Independent Claims	12	- 3 =	9	X \$84.00	\$756.00
<u>X</u> Multiple dependent claim(s), if any				+ \$280.00	\$280.00
Filing Fee Calculation					\$2,460.00

7. Method of Payment of Fees

X The Commissioner is hereby authorized to charge Deposit Account No. 07-0630 in the amount of \$2460.00. A duplicate copy of this transmittal is enclosed.

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8. **Authorization to Charge Additional Fees**

X The Commissioner is hereby authorized to charge any additional fees required under 37 CFR §1.16 and 1.17, or credit overpayment to Deposit Account No. 07-0630. **A duplicate copy of this sheet is enclosed.**

9. **Additional Papers Enclosed**

- ☐ Information Disclosure Statement (37 CFR §1.98) w/ PTO-1449 and citations
- ☒ Submission of "Sequence Listing" (paper copy), and Request To Use Computer-Readable Sequence Listing and Certificate re Sequence Listing.
- ☐ A new Power of Attorney or authorization of agent.
- ☐ Other:

10. **Maintenance of Copendency of Prior Application (for continuation and divisional applications)**

[This item must be completed and the necessary papers filed in the prior application if the period set in the prior application has run]

- ☐ A petition, fee and/or response has been filed to extend the term in the pending prior application until
- X A copy of the petition for extension of time in the **prior** application is attached.

11. **Correspondence Address:**

X Address all future communications to:

Attn: Diane L. Marschang

Respectfully submitted,
GENENTECH, INC.

Date: February 22, 2002

By: Diane L. Marschang
Diane L. Marschang
Reg. No. 35,600
Telephone No. (650) 225-5416

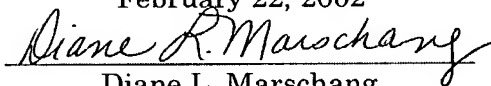


09157

PATENT TRADEMARK OFFICE

Patent Docket P1150R2C1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of Avi J. Ashkenazi et al. Serial No.: not yet assigned Filed: February 22, 2002 For: DNA 19355 Polypeptide, A Tumor Necrosis Factor Homolog	Group Art Unit: not yet assigned Examiner: not yet assigned CERTIFICATE OF EXPRESS MAILING Express Mail Number: EV 016026442 US <small>I hereby certify that this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated below and is addressed to "Assistant Commissioner of Patents Washington, D C 20231."</small> February 22, 2002  Diane L. Marschang
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REQUEST TO USE COMPUTER-READABLE SEQUENCE LISTING
AND
CERTIFICATE RE SEQUENCE LISTINGAssistant Commissioner of Patents
Washington, D.C. 20231

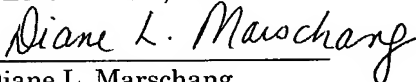
Sir:

Applicants respectfully request that the compliant computer-readable Sequence Listing filed in Applicants' prior application Serial No. 09/195,368 (to which priority is claimed under Section 120) be used as the computer-readable Sequence Listing for the present, above-identified application.

The undersigned hereby states that the paper copy of the Sequence Listing filed in the present application is identical to the computer-readable copy of the Sequence Listing filed in the prior application Serial No. 09/195,368.

Respectfully submitted,

GENENTECH, INC.

By: 
Diane L. Marschang
Reg. No. 35,600
Telephone No. (650) 225-5416

Date: February 22, 2002



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PATENT TRADEMARK OFFICE